

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

HOLIDAY VILLAGE EAST HOME  
OWNERS ASSOCIATION, INC.,

Plaintiff,

v.

QBE INS CORP., QBE INS. GROUP,  
LTD., and COMMUNITY  
ASSOCIATION UNDERWRITERS OF  
AMERICA, INC.,

Defendants.

HONORABLE JOSEPH E. IRENAS

CIVIL ACTION NO. 11-5765  
(JEI/JS)

**ORDER DISMISSING AS MOOT  
DEFENDANTS' MOTION TO DISMISS  
THE COMPLAINT (Dkt. No. 6) AND  
GRANTING DEFENDANTS' MOTION TO  
DISMISS THE AMENDED COMPLAINT  
(Dkt. No. 10)**

**APPEARANCES:**

HEINE ASSOCIATES, P.A.  
By: I. Michael Heine, Esq.  
1008-F Astoria Blvd.  
Cherry Hill, NJ 08003  
Counsel for Plaintiff

LESTER SCHWAB KATZ & DWYER, LLP  
By: Aaron Brouk, Esq.  
24 Lackawanna Plaza  
Millburn, NJ 07041  
Counsel for Defendants

**IRENAS**, Senior District Judge:

This matter having appeared before the Court upon  
Defendants' Motion to Dismiss the Complaint (Dkt. No. 6) and  
Defendants' Motion to Dismiss the Amended Complaint (Dkt. No.  
10), and the Court having considered the submissions of the  
parties, for the reasons set forth in an Opinion issued by this  
Court on even date herewith, and for good cause appearing;

**IT IS** on this 19th day of December, 2011,

**ORDERED THAT:**

1. Defendants' Motion to Dismiss the Complaint (Dkt. No. 6) is hereby **DISMISSED AS MOOT**.

2. Defendants' Motion to Dismiss the Amended Complaint (Dkt. No. 10) is hereby **GRANTED**.

s/Joseph E. Irenas  
**JOSEPH E. IRENAS, S.U.S.D.J.**